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1646 #4  
FEB 24 2000

TECH CENTER 1600/2900



February 22, 2000

WRITER'S DIRECT NUMBER: (202) 789-5509

Assistant Commissioner for Patents  
Washington, D.C. 20231

Re: U.S. Utility Patent Application  
Appl. No. 09/340,690; Filed: June 29, 1999  
For: **Human Tumor Necrosis Factor Receptor-Like 2**  
Inventors: *Ni et al.*  
Our Ref: 1488.0770007/EKS/SGW

Sir:

Transmitted herewith for appropriate action are the following documents:

1. First Supplemental Information Disclosure Statement (in duplicate);
2. Form PTO-1449 (1 page); and
3. A return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

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Assistant Commissioner for Patents  
February 22, 2000  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Stephen G. Whiteside  
Attorney for Applicants  
Registration No. 42,224



Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

NI *et al.*

Appl. No. 09/340,690

Filed: June 29, 1999

For: **Human Tumor Necrosis Factor  
Receptor-Like 2**



Art Unit: 1646

Examiner: To be assigned

Atty. Docket: 1488.0770007/EKS/SGW

**First Supplemental Information Disclosure Statement**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this First Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Information Disclosure Statement filed on September 30, 1999 in connection with the above-captioned application.

Copies of the documents cited on the accompanying form PTO-1449 were previously submitted to the Office in Appl. No. 08/741,095, filed May 14, 1999, which is a Continuing-Prosecution-Application of Appl. No. 08/741,095, filed October 30, 1996. Appl. No. 08/741,095 is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, submissions of copies of these documents are not required. 37 C.F.R. § 1.98(d).

The identification herein of Appl. No. 08/741,095 is not to be construed as a waiver of secrecy as to that application now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited application and the art cited therein during examination.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.



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NI *et al.*  
Appl. No. 09/340,690

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will consider information that was cited or submitted to the U.S. Patent and Trademark Office in a prior application relied on under 35 U.S.C. § 120. 1138 OG 37, 38 (May 19, 1992).

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Stephen G. Whiteside  
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Date: 2/22/00

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